

**IN THE UNITED STATES COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**KATHY BROWN, and others
similarly situated,**

Plaintiffs,

v.

**No.: 3:12-cv-0788
Chief Judge Haynes
Magistrate Judge Bryant**

**CONSOLIDATED RESTAURANT
OPERATIONS, INC.,**

Defendant.

**OPT IN COLLECTIVE ACTION
JURY DEMANDED**

UNOPPOSED MOTION TO FILE SUR-REPLY

COME NOW the Plaintiffs, by and through counsel, and moves for an Order permitting Plaintiff to file a Sur-Reply related to Defendant's Motion to Dismiss. As grounds for this Motion, Plaintiffs show as follows.

1. This Motion is unopposed;
2. In Defendant's Reply, it raised an issue related to declaratory relief to which Plaintiffs have not had the opportunity to respond;
3. The Sur-Reply will be less than four pages;
4. A Sur-Reply is necessary for the Court to be fully apprised of the legal issues and for the undersigned counsel to adequately represent Plaintiffs' interests; and
5. A copy of the proposed Sur-Reply is attached hereto.

*DUPLICATE
This motion is GRANTED
[Signature]
05/02/14
5-3-14*